

Case No. 1:09-cv-775
Gwin, J.

(And the discovery deadline came-and-went without objection.) Moreover, while the Third-Party Defendants do recite which depositions they did not participate in, they fail to allege that their interests were unrepresented during the depositions. Considering the claims by and against Wells Fargo and Option One, the depositions of Anthony Viola and Jacob Showalter—the principals of Title Assurance—are the only depositions where Wells Fargo and Option One might not have had their interests adequately protected by other parties.

Finally, as a practical matter, this controversy involves a property and various mortgages worth, at most, \$125,000. The Court will not subject the parties and their pocketbooks to another 120 days of duplicate discovery and depositions.

Because Wells Fargo and Option One have not demonstrated sufficient reasons to reopen discovery, the Court **DENIES IN PART** Wells Fargo's and Option One's motions. The Court **GRANTS**, however, Wells Fargo and Option One leave to depose Anthony Viola and Jacob Showalter. These limited exams shall last no more than 1.5 hours and must be conducted no later than September 24, 2010.

IT IS SO ORDERED.

Dated: September 20, 2010

s/ *James S. Gwin*
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE